THE HON'BLE SMT. JUSTICE T. MEENA KUMARI
and
THE HON'BLE SRI JUSTICE G. CHANDRAIAH

WRIT PETITION No. 3459 of 2007

O R D E R: (Per the Hon'ble Smt. Justice T. Meena Kumari)

This writ petition is filed challenging the order dated 15.9.2006 passed by the A.P. Administrative Tribunal, Hyderabad in O.A.No. 4928 of 2004 as illegal and arbitrary.

The respondent herein filed O.A. 4928 of 2004 before the Tribunal seeking to quash the Proceedings Rc.No. A1/107/2003 dated 27.3.2003 issued by the 1st petitioner herein and the consequential proceedings in D.Dis.No. 730/02 (A1) dated 17.5.2003 issued by the 2nd petitioner and the Proceedings No. K2/2023/2003 dated 30.6.2004 issued by the 3rd petitioner as illegal and arbitrary by holding that the respondent – applicant is entitled to be reinstated into service with all consequential benefits. The Tribunal having considered the matter allowed the O.A. Aggrieved, the petitioners – respondents in the O.A., filed this writ petition.

Heard the learned counsel for the parties and perused the material available on record.

The material available on record discloses that the order of discharge is not an order simpliciter for the reason that the same is in a language which imputes something over and above mere unsuitability for the job and therefore stigmatic in nature. Therefore, the Tribunal relying upon a decision of the apex Court in Pavanendra Narayan Verma v. Sanjay Gandhi PGI of Medical Sciences and

another 2002 (1) SCC 520, rightly allowed the O.A. filed by the respondent – applicant. We do not find any reason to interfere with the well reasoned order passed by the Tribunal.

The writ petition is devoid of merit. It is accordingly dismissed.

T. MEENA KUMARI, J.

G. CHANDRAIAH, J.

Date: 03-07-2007.

MVB.